

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 8057

UNITED STATES OF AMERICA

Plaintiff,

v.

Jose Alfredo JIMENEZ-Ibarra

Defendant.

) Magistrate Case No.:

) COMPLAINT FOR VIOLATION OF

) 21 U.S.C. § 952 and 960  
) Importation of a Controlled  
) Substance (Felony)

The undersigned complainant being duly sworn states:

COUNT ONE

That on or about January 23, 2008, within the Southern District of California, defendant Jose Alfredo JIMENEZ-Ibarra did knowingly and intentionally import approximately 9.30 kilograms (20.46 pounds) of heroin, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

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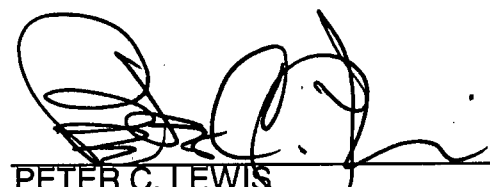
COUNT TWO

That on or about January 23, 2008, within the Southern District of California, defendant Jose Alfredo JIMENEZ-Ibarra did knowingly and intentionally import approximately 23.26 kilograms (51.17 pounds) of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

  
REUBEN McDOWELL  
Special Agent  
Immigration & Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 24<sup>th</sup>  
DAY OF JANUARY 2008.

  
PETER C. LEWIS  
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Jose Alfredo JIMENEZ-Ibarra

4 STATEMENT OF FACTS

5 This Statement of Facts is based on the reports, documents, and notes  
6 furnished to Immigration and Customs Enforcement Special Agent McDowell.

7 On January 23, 2008, at approximately 1330 hours, Jose Alfredo JIMENEZ-  
8 Ibarra entered the United States at the Calexico, CA West Port of Entry. JIMENEZ was  
9 the driver, sole occupant and registered owner of a 1996 Volkswagon Van.

10 The vehicle approached lane 2 manned by CBPO L.V. Rodriguez. CBPO  
11 Rodriguez received a negative oral Customs declaration from JIMENEZ. CBPO  
12 Rodriguez observed JIMENEZ hands shaking uncontrollably. CBPO RODRIGUEZ  
13 opted to refer JIMENEZ and the vehicle to the vehicle to secondary inspection.

14 In the secondary inspection area, CEO C. Randolph was conducting a lot sweep  
15 with his Human and Narcotic Detector Dog assigned Human and Narcotics Detector  
16 Dog (HNDD). The HNDD alerted to the rear area of the vehicle.

17 A subsequent inspection of the vehicle revealed 28 packages in the gas tank of  
18 the vehicle. One of the packages was probed by CBPO Alvarado and a sample of a  
19 white powdery substance was obtained, which field tested positive for cocaine. CBPO  
20 Alvarado observed that seven of the packages were a different shape. One of the  
21 seven packages was probed by CBPO Alvarado and a sample of a brown powdery  
22 substance was obtained, which field tested positive for heroin. The 21 packages of  
23 cocaine had a combined weight of approximately 23.26 kilograms (51.172 pounds).  
24 The 7 packages of heroin had a combined weight of approximately 9.30 kilograms  
25 (20.46 pounds).

26 JIMENEZ was advised of his Miranda Rights, which he acknowledged and  
27 waived. JIMENEZ stated that he had purchased the vehicle approximately one week  
28 to ten days prior. JIMENEZ stated that no one has used the vehicle since he  
29 purchased it. JIMENEZ stated that he puts \$200 to 300 Mexican pesos worth of gas in  
the vehicle, approximately 20 to 26 liters.